



Honorable Linda B. Riegle  
United States Bankruptcy Judge



Entered on Docket  
March 21, 2012

**LEWIS AND ROCA LLP**

Robert M. Charles, Jr. (NV 6593)  
John Hinderaker (AZ 018024)  
Marvin Ruth (NV 10979)  
3993 Howard Hughes Parkway, Ste. 600  
Las Vegas, Nevada 89169-5996  
Telephone (702) 949-8320  
Facsimile (702) 949-8321  
Email: [rcharles@lrlaw.com](mailto:rcharles@lrlaw.com)  
[jhinderaker@lrlaw.com](mailto:jhinderaker@lrlaw.com)  
[mruth@lrlaw.com](mailto:mruth@lrlaw.com)

*Attorneys for USACM Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR  
Chapter 11

**Order Compelling Settlement Conference  
re Robert Susskind**

**Hearing Date: January 19, 2012  
Hearing Time: 10:00 a.m.**

On January 19, 2012, the Court held a status conference where it considered the following matter related to a claim by Robert Susskind:

Eleventh Omnibus Objection of USACM Trust to Proofs of Claim  
Based in Whole or In Part Upon Investment in The Fox Hills 216 LLC  
Loan [DE 8622], and e-mail response received from Robert Susskind  
re proof of claim No. 10725-01872.

At the scheduling conference, the Court was advised by counsel for the USACM Liquidating Trust ("USACM Trust") that the USACM Trust and Robert Susskind, met in person in Reno, NV to discuss the objection listed above, but were unable to agree on how

1 to resolve it. The USACM Trust also requested that the Court compel the parties to  
2 participate in a mediation before a United States bankruptcy judge in Reno, NV.

3 Accordingly,

4 IT IS ORDERED that pursuant to the Alternative Dispute Resolution Agreement,  
5 Section V.A, Mandatory Mediation of Direct lender Unsecured Claims, the parties shall  
6 participate in a settlement conference no later than **June 31, 2012** before the Hon. Gregg  
7 W. Zive at the United States Bankruptcy Court, 300 Booth Street, Courtroom No 1, Reno,  
8 NV 89509. All counsel of record that will be participating in the trial of this case, all  
9 parties appearing pro se, if any, and all individual parties must be present at the settlement  
10 conference. Judge Zive will issue an order setting the date and time for the settlement  
11 conference and providing instructions for the parties to follow when submitting a  
12 confidential position statement in advance of the settlement conference. Any requested  
13 exception to the attendance requirements must be submitted to Judge Zive for approval in  
14 advance of the settlement conference.

15 IT IS FURTHER ORDERED that any party who fails to participate in a settlement  
16 conference on or before June 31, 2012 will be subject to sanction by this Court, including  
17 the possibility that the Court may sustain the objection to claim listed above.

18  
19 PREPARED AND RESPECTFULLY SUBMITTED BY:

20 **LEWIS AND ROCA LLP**

21 By /s/ John Hinderaker  
22 Robert M. Charles, Jr.  
23 John Hinderaker (*pro hac vice*)  
24 3993 Howard Hughes Parkway, Ste. 600  
25 Las Vegas, Nevada 89169-5996  
26 Telephone: (702) 949-8320  
Facsimile: (702) 949-8321

*Attorneys for USACM Liquidating Trust*

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